In the High Court of Uttaranchal, at Nainital.

F.A. No. 669/2001

(Old No. 1133 of 1990)

Bijal Dass ….. Appellant.

Vs.

Smt. Laxmi Devi …… Respondent.

Dated: 31-8-2004.

Hon'ble Rajesh Tandon, J.

The case has been received on transfer from Allahabad High Court. None appeared for the parties. I have perused the record.

Present appeal has been filed against the order granting the decree of divorce. No stay order has been granted. It appears that the matter has been resolved and the appeal has become infructuous and is hereby dismissed. However liberty is given to the appellant to apply for recall of the order in the event cause of action still survives.

(Rajesh Tandon, J.)

ISB